

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

ARDELL L. JENKINS,

Case No. 19-CV-1051 (NEB/LIB)

Plaintiff,

v.

ORDER ACCEPTING REPORT AND
RECOMMENDATION

MICHELLE M. BOWKER,

Defendant.

The Court has received the June 4, 2019 Report and Recommendation of United States Magistrate Judge Leo I. Brisbois. [ECF No. 3.] No party has objected to the Report and Recommendation, and the Court therefore reviews it for clear error. *See* Fed. R. Civ. P. 72(b); *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996) (per curiam). Finding no clear error, and based upon all the files, records, and proceedings in the above-captioned matter, IT IS HEREBY ORDERED THAT:

1. The Report and Recommendation [ECF No. 3] is ACCEPTED;
2. The action is DISMISSED WITHOUT PREJUDICE for lack of subject-matter jurisdiction; and
3. Plaintiff's Application to Proceed in District Court Without Prepaying Fees or Costs, [ECF No. 2], is DENIED as moot.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: July 8, 2019

BY THE COURT:

s/Nancy E. Brasel

Nancy E. Brasel

United States District Judge